

DEPARTMENT OF DEFENSE  
OFFICE OF GENERAL COUNSEL  
WASHINGTON, D.C. 20301

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June 30, 1983

MEMORANDUM FOR DIRECTOR, DEFENSE INTELLIGENCE AGENCY  
Attention: Counsel

INFORMATION FOR SECRETARY OF THE ARMY  
Attention: Chief of Legislative Liaison

SECRETARY OF THE NAVY  
Attention: Chief of Legislative Affairs

SECRETARY OF THE AIR FORCE  
Attention: Director, Legislative Liaison

CHAIRMAN, JOINT CHIEFS OF STAFF  
Attention: Administrative Assistant

ASSISTANT SECRETARY OF DEFENSE (Comptroller)  
Attention: Assistant General Counsel  
(Fiscal Matters)

ASSISTANT SECRETARY OF DEFENSE  
(Legislative Affairs)

ASSISTANT SECRETARY OF DEFENSE  
(Manpower, Reserve Affairs, and Logistics)

ASSISTANT GENERAL COUNSEL  
(Manpower and Health Affairs)

DIRECTOR, NATIONAL SECURITY AGENCY  
Attention: Counsel

SUBJECT: DOD 98-94, Proposed legislation, "To strengthen and improve the management of civilian personnel within the Defense Intelligence Agency."

The Office of Management and Budget advice letter on the subject proposal is attached. In view thereof, the proposal is being suspended from the Department of Defense Legislative Program.

*Werner Windus*

Werner Windus  
Director  
Legislative Reference Service

Enclosure

Enclosure 11



EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

JUN 21 1983

Honorable Caspar W. Weinberger  
Secretary of Defense  
Washington, D.C. 20301

Attention: Mr. Werner Windus  
Director, Legislative  
Reference Service

Dear Mr. Secretary:

This is in reply to the Department's request for advice on a draft bill, DOD 98-94, "To strengthen and improve the management of civilian personnel within the Defense Intelligence Agency", which the Department wishes to submit to the Congress.

The principal purpose of the bill is to exempt the Defense Intelligence Agency (DIA) from the provisions of title 5, United States Code, governing appointment, compensation, and removal of Federal employees.

After careful consideration, we cannot concur in this legislation, as we do not believe it is necessary. The DIA is not experiencing recruitment or retention problems, has lost very few employees to the other intelligence organizations, has no present plans to remove employees, and already has ample authority to classify any information deemed sensitive.

Accordingly, we do not believe the proposal should be submitted to the Congress, and urge the Department to reevaluate the need for the legislation. Pending your reevaluation, we plan no further action on the proposal.

Sincerely,

*James M. Frey*  
James M. Frey  
Assistant Director for  
Legislative Reference

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